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Attorneys for Defendants

Addus Healthcare, Inc. and

Addus HomeCare Corporation

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

MARY MOORE, ALEXANDRIA
ENCINIAS, individually, and on
behalf of other members of the
general public similarly situated;

Plaintiffs,

vs.

ADDUS HEALTHCARE, INC., an
unknown business entity; ADDUS
HOMECARE, INC., an unknown
business entity; and DOES 2 through
100, inclusive,

Defendants.

Case No. 4:19-CV-01519-HSG

[Assigned to Hon. Haywood S. Gilliam, Jr.]

CLASS ACTION

**JOINT STIPULATION TO FILE SECOND
AMENDED ANSWER AND ~~[PROPOSED]~~
ORDER**

| | |
|----------------------------|----------------|
| Date Action Filed: | July 11, 2017 |
| First Am. Complaint Filed: | March 21, 2019 |
| Date Removal Filed: | March 22, 2019 |

STIPULATION

This stipulation is entered into by and among Plaintiffs Mary Moore and Alexandria Encinias (collectively, “Plaintiffs”) and Defendants Addus Healthcare, Inc. (“Addus”) and Addus HomeCare Corporation (“Addus HomeCare,” and erroneously identified in the First Amended Complaint as “Addus HomeCare, Inc.”) (collectively, “Defendants”), by and through their respective counsel, in light of the following facts:

1. WHEREAS, on March 21, 2019, Plaintiffs filed a First Amended Complaint in the Superior Court of California, County of Contra Costa, Case No. MSC18-01989 (“FAC”);

2. WHEREAS, on March 22, 2019, Defendants filed an Answer to Plaintiffs’ FAC;

3. WHEREAS, on April 12, 2019, Defendants filed an Amended Answer to Plaintiffs’ FAC;

4. WHEREAS, on May 3, 2019, Plaintiffs filed a motion to strike portions of Defendants’ amended answer to Plaintiffs’ FAC;

5. WHEREAS, the parties have met and conferred and Defendants have provided Plaintiffs with a copy of the proposed Second Amended Answer (“SAA”);

6. WHEREAS, in the interest of judicial economy and for the benefit of all parties, counsel for Plaintiffs and Defendants are willing to stipulate to the filing of the SAA;

7. WHEREAS, upon entry of an Order permitting the filing of the proposed SAA, attached hereto as **Exhibit A**, Defendants will cause the SAA to be filed and served as soon thereafter as practicable, but in no event more than seven (7) days after the Court’s entry of an Order permitting said filing.

8. WHEREAS, Plaintiffs’ motion to strike will be withdrawn.

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1 9. WHEREAS, this stipulation is made for good cause and not for the purpose
2 of delay.

3 **IT IS SO STIPULATED.**

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5 Dated: June 7, 2019

**AKIN GUMP STRAUSS HAUER &
FELD LLP**
GREGORY W. KNOPP
GARY M. MCLAUGHLIN
VICTOR A. SALCEDO

8 By /s/ Gary M. McLaughlin
9 Gary M. McLaughlin**
10 Attorneys for Defendants
Addus Healthcare, Inc. and
Addus HomeCare Corporation

11
12 Dated: June 7, 2019

LAWYERS for JUSTICE, PC
Edwin Aiwazian
Arby Aiwazian
Tara Zabehi

15 By /s/ Edwin Aiwazian
16 Edwin Aiwazian
17 Attorneys for Plaintiffs
Mary Moore and Alexandria Encinias

18
19 **Pursuant to L.R. 5-1(i)(3), I attest that concurrence in the filing of this document
20 has been obtained from each of the other signatories.

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED, good cause appearing, that:

1. The Court hereby grants Defendants' leave to file a Second Amended Answer to Plaintiff's First Amended Complaint. Defendants shall have seven (7) days from the date of this signed Order to file and serve their Second Amended Answer.

2. Plaintiffs shall file and serve a notice of withdrawal of their motion to strike portions of Defendants' amended answer to Plaintiffs' First Amended Complaint as soon as practicable.

Dated: June 10, 2019


The Honorable Haywood S. Gilliam, Jr.